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respond to the Court's earlier Questionnaire and did not cure plaintiff's failure to comply with an order of the Court.

The Court has made an independent examination of the records in this case and has examined the Magistrate Judge's Report and Recommendation. The Court is of the opinion that the Report and Recommendation of the United States Magistrate Judge should be ADOPTED by the United States District Court as to the recommendation of dismissal for failure to comply with an order of the Court.

This Court, therefore, does hereby ADOPT the Report and Recommendation of the United States Magistrate Judge in this case as to the recommendation of dismissal for failure to comply with an order of the Court.

IT IS THEREFORE ORDERED that the Civil Rights Complaint by plaintiff CARROLL DAVEY LINCOLN is DISMISSED WITHOUT PREJUDICE FOR FAILURE TO COMPLY WITH AN ORDER OF THE COURT.

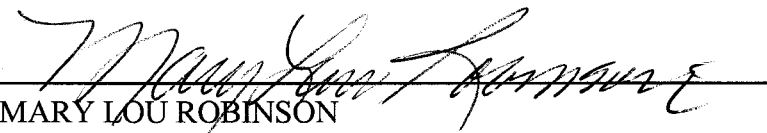
LET JUDGMENT BE ENTERED ACCORDINGLY.

Any pending motions are DENIED.

The Clerk shall send a copy of this Order to plaintiff and to any attorney of record.

It is SO ORDERED.

Signed this the 26th day of April, 2010.


MARY LOU ROBINSON
United States District Judge